

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

SPECIAL MEETING

TIME OF CITY COUNCIL MEETING SET FOR 4:30 P.M.

**SWEARING IN OF DEE ANDREWS
AS THE NEW SIXTH DISTRICT COUNCILMEMBER**

**SPECIAL RECOGNITION CEREMONY FOR CITY EMPLOYEES
INVOLVED IN CITY HALL FIRE INCIDENT**

**PROCLAMATION COMMEMORATING THE 24TH ANNUAL
LONG BEACH LESBIAN AND GAY PRIDE CELEBRATION**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

CONTINUED HEARING:

1. 07-0250 Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare ordinance regarding the permitting requirements for new churches and related parking requirements read the first time and laid over to the next regular meeting of the City Council for final reading; and

- 07-0251 Adopt resolution requesting the Director of Planning and Building to submit an ordinance relating to churches in commercial and residential zones to the California Coastal Commission for certification and approval in accordance with the California Coastal Act. (Citywide)

Office or Department: PLANNING COMMISSION; PLANNING AND BUILDING

Suggested Action: Approve recommendation.

HEARINGS:

2. 07-0565 Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution making certain findings; and authorize City Manager to execute a First Amendment to the Disposition and Development Agreement with Lyon Promenade, LLC for The Promenade project. (District 2)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

3. 07-0566 Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution amending and restating in its entirety Resolution No. RES-06-0107 establishing a partial schedule of fees and charges for specified City services for the Departments of Community Development, Financial Management, Fire, Health and Human Services, Parks, Recreation and Marine, Planning and Building, Police, and Public Works. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 4:30 p.m. Each speaker is allowed three minutes to make their comments.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

CONSENT CALENDAR: (4 - 13)

4. 07-0595 Recommendation to receive and file report on trip to League of California Cities' Legislative Action Days in Sacramento, California.
Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT

Suggested Action: Approve recommendation.
5. 07-0567 Recommendation to authorize City Attorney to submit Stipulations with Requests for Awards for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$159,677.50 for Stipulations with Request for Award and a separate authority to pay \$10,000 to resolve vocational rehabilitation benefits for the claim of Ernest Gonzales; \$63,600 for the claim of Wayne L. Marshall; \$139,325.22 for Stipulations with Request for Award and \$85.04 per week for a Life Pension thereafter for claim of Robert Mc Donnell; \$127,075 for Stipulations with Request for Award for permanent disability rating, separate authority to pay \$92.77 per week for life pension, and separate authority to pay \$10,000 to resolve prospective vocational rehabilitation benefits for claim of John Starbird; and \$65,662.50 for claim of Raymond Stitley; in compliance with the Appeals Board Orders.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
6. 07-0576 Recommendation to refer to City Attorney damage claims received between May 10, 2007 and May 17, 2007.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
7. 07-0569 Recommendation to receive and file the 2006 Senior Citizen Advisory Commission Annual Report. (Citywide)
Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

8. 07-0570 Recommendation to receive and file the application of Navarro Norton Partners LLC, dba Lolas, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2030 East 4th Street, with existing conditions. (District 2)
Office or Department: POLICE
Suggested Action: Approve recommendation.
9. 07-0571 Recommendation to receive and file the application of CLE All Star Cafe Inc., dba La Lune Restaurant, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1458 Atlantic Avenue, with existing conditions. (District 6)
Office or Department: POLICE
Suggested Action: Approve recommendation.
10. 07-0572 Recommendation to receive and file the application of BY Merchant Inc., dba Amigos 5 Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 3345 East Artesia Boulevard, with existing conditions. (District 9)
Office or Department: POLICE
Suggested Action: Approve recommendation.
11. 07-0573 Recommendation to receive and file the application of J & B Liquor Inc., dba J & B Liquor Inc., for a fiduciary transfer of an Alcoholic Beverage Control License, at 301 East South Street, with existing conditions. (District 9)
Office or Department: POLICE
Suggested Action: Approve recommendation.
12. 07-0575 Recommendation to find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 65446 located north of 11th Street and east of Walnut Avenue. (District 2)
Office or Department: PUBLIC WORKS
Suggested Action: Approve recommendation.

13. 07-0577 Recommendation to receive and file minutes of:
Harbor Commission - May 7, 2007.
Planning Commission - February 15, 2007.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

14. 07-0599 Recommendation to confirm two appointments to the Planning
Commission pursuant to Section 509 of the Long Beach City Charter
and Section 2.03.065 of the Long Beach Municipal Code.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

15. 07-0587 Recommendation to request City Manager to combine the sidewalk
cutting method with the more traditional full sidewalk replacement
method, to allow the City's sidewalk repair program funding to be more
effective by mitigating more locations that could be done by sidewalk
replacement alone, by establishing the sidewalk cutting method as a
temporary solution to immediate trip hazards.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH
DISTRICT

Suggested Action: Approve recommendation.

16. 07-0593 Recommendation to request City Manager to work with City Manager of Avalon to determine how the City of Long Beach and organizations in this city can best assist in the recovery from the May fire; request periodic reports on this effort; and determine whether a hotline phone number would be helpful to recruit volunteers or other assistance for the island.

Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT;
COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT

Suggested Action: Approve recommendation.

17. 07-0592 Recommendation to request that City Manager declare an "El Dorado Nature Center Day" in order to celebrate the Center and those who support it;

Request City Manager to work with the Department of Parks, Recreation and Marine, its Park Rangers and the Long Beach Police Department to conduct an inter-departmental review of security at El Dorado Nature Center; and

Declare ordinance amending Long Beach Municipal Code Section 16.16.010 (s) read the first time and laid over to the next regular meeting of the City Council for final reading.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT

Suggested Action: Approve recommendation.

18. 07-0594 Recommendation to respectfully request City Attorney to draft an ordinance codifying the role of the Mayor and City Council in appointing and removing representatives to all regional districts or authorities, commissions and advisory boards consistent with language in Charter Amendment Proposition A.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT

Suggested Action: Approve recommendation.

19. 07-0597 Recommendation to request a joint study session of the City Council and the Redevelopment Agency within 60 days to receive an update on the current redevelopment projects to strengthen the shared vision between the Redevelopment Agency and the City Council and to understand how the RDA projects are improving our City.
- Office or Department:** COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT; COUNCILMEMBER VAL LERCH, NINTH DISTRICT
- Suggested Action:** Approve recommendation.
20. 07-0343 Recommendation to City Council to concur in recommendation of the Tidelands and Harbor Committee to receive the communication, and request City Attorney to draft a resolution in support of the Ports proposed Clean Trucks Program.
- Office or Department:** COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT, CHAIR; TIDELANDS AND HARBOR COMMITTEE
- Suggested Action:** Approve recommendation.
21. 07-0600 Recommendation to City Council to concur in recommendation of the Personnel and Civil Service Committee to receive the communication, and confirm the following appointments: Planning Commission (2 appointments).
- Office or Department:** COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT, CHAIR; PERSONNEL AND CIVIL SERVICE COMMITTEE
- Suggested Action:** Approve recommendation.

22. 07-0590 Recommendation to adopt resolution declaring the results of the Special Municipal Election held in the City of Long Beach, California, on Tuesday, May 1, 2007, for the purpose of electing a candidate for the Office of Member of the City Council from the Sixth Councilmanic District; and directing the City Clerk to issue a Certificate of Election to the candidate declared to have been elected at the Special Election; and
- 07-0591 Adopt resolution declaring the results of the Special Municipal Election held in the City of Long Beach, California, on Tuesday, May 1, 2007, to submit to a vote of the qualified electors of the City eight ballot propositions.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.
23. 07-0578 Recommendation to receive and file the Pedestrian Safety Advisory Committee's report on Crossing Guard Deployment for the 2007-2008 School Year and concur with their recommendations. (Citywide)
- Office or Department:** CITY MANAGER
- Suggested Action:** Approve recommendation.
24. 07-0579 Recommendation to refer Fiscal Year 2007 Second Quarter Budget Performance Report to the Budget Oversight Committee. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.
25. 07-0580 Recommendation to receive and file the update on the 2007 Long Beach Sea Festival. (Citywide)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.

26. 07-0581 Recommendation to receive and file the application of Americana Restaurant Inc., dba Americana Restaurant Inc., for an original Alcoholic Beverage Control License, at 601 East Broadway, with conditions. (District 2)
Office or Department: POLICE
Suggested Action: Approve recommendation.
27. 07-0582 Recommendation to receive and file the application of 888 Empire Corporation, dba Legends, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 145 West Broadway, with conditions. (District 2)
Office or Department: POLICE
Suggested Action: Approve recommendation.
28. 07-0583 Recommendation to receive and file the application of Hokkaido Seafood Buffet Restaurant Inc., dba Hokkaido Seafood Buffet, for an original Alcoholic Beverage Control License, at 3030 Cherry Avenue, with conditions. (District 5)
Office or Department: POLICE
Suggested Action: Approve recommendation.
29. 07-0584 Recommendation to authorize City Manager to submit an application for Airport Improvement Program Grant No. 3-06-0127-29 to the Federal Aviation Administration (FAA), accept such grant, execute and amend grant documents from the FAA for entitlement and discretionary funds; and increase appropriations in the Airport Enterprise Fund (EF320) and the Department of Public Works (PW) by \$5,742,500. (District 5)
Office or Department: PUBLIC WORKS
Suggested Action: Approve recommendation.
30. 07-0585 Recommendation to adopt resolution authorizing the application for the Thirteenth Cycle Used Motor Oil Block Grant and Implementation. (Citywide)
Office or Department: PUBLIC WORKS
Suggested Action: Approve recommendation.

31. 07-0586 Recommendation to adopt resolution accepting a street right-of-way dedication shown on Parcel Map 19212 currently designated as Shopkeeper Road. (District 3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCES:

32. 07-0588 Recommendation to declare ordinance adding Chapter 2.08 to the Long Beach Municipal Code regarding the regulation of lobbyists read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

33. 07-0589 Recommendation to declare ordinance amending Long Beach Municipal Code by amending Subsection 14.20.200 (C) relating to newsracks in Belmont Shore read the first time and laid over to the next regular meeting of the City Council for final reading. (District 3)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

34. 07-0596 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 10.24.030 and by adding Section 10.24.050 all relating to parking restrictions read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

35. 07-0548 Recommendation to declare ordinance amending the Departmental Organization Ordinance, read and adopted as read. (Citywide)

Office or Department: HUMAN RESOURCES

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Thursday afternoon.

36.

37.

38.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Tuesday, May 22, 2007 – Personnel and Civil Service Committee at 11:30 A.M., Council Chamber.

Tuesday, May 22, 2007 – Public Safety Committee at 1:00 P.M., Council Chamber.

Wednesday, May 30, 2007 – Budget Oversight Committee at 4:00 P.M., Council Chamber.

Tuesday, June 5, 2007 – Elections Oversight Committee at 1:00 P.M., Council Chamber.

Tuesday, June 5, 2007 – Housing and Neighborhoods Committee at 2:30 P.M., Council Chamber.

Tuesday, June 12, 2007 – Housing Authority at 4:30 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, June 5, 2007 – Hearing for Long Beach Police Athletic League, for a boxing/wrestling permit, 1401 W. 9th Street. (District 7)

Tuesday, June 5, 2007 – Hearing for Bernardo Bie and Irma Fernandez, Inc., dba Jeepney Stop, for a Permit for Entertainment Without Dancing at an existing restaurant, 2380 Santa Fe Avenue. (District 7)

Tuesday, June 5, 2007 – Hearing to receive petitions and designate Andy Street Improvement Association (AIA) as the owner's association for the Andy Street Multi-family Improvement District (AMID). (District 9)

Tuesday, June 12, 2007 – Hearing to authorize a Disposition and Development Agreement for the sale of Redevelopment Agency-owned property at 421 Broadway to Lyon West Gateway, LLC (Developer). (District 1)

Tuesday, June 12, 2007 – Hearing on the vacation of the westerly 613 feet of Sixty-Eighth Street west of Paramount Boulevard. (District 9)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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